

GOVERNMENT OF TELANGANA
A B S T R A C T

Scheduled Castes Development Department –Land Acquisition for House Sites – Adilabad District- Kuntal Mandal, Ola Village - Acquisition of Land to an extent of Ac.4.16 gts in Sy.No.104&105 for providing house sites to the weaker sections – Sanction of Rs.3,16,713/- towards decretal charges in O.P.No.14/2001 – Orders - Issued.

SCHEDULED CASTES DEVELOPMENT (BUD.LA) DEPARTMENT

G.O.RT.No. 506

Dated: 21-12-2015
Read the following:

1. From the Dist Collector, Adilabad LR.No.LA2/520/2012, dated: 28.6.2012.
2. From the CSW, A.P., Hyderabad, Lr.No.LA1/6651/2012, dt: 29.8.2012.
3. From the Spl.CS & CCLA, AP, Hyderabad , Lr No.SRP3/1032/2012, dated: 22.10.2013.

ORDER:

In the reference 3rd read above, the Special Chief Secretary & Chief Commissioner of Land Administration, A.P, Hyderabad has stated that the Commissioner of Social Welfare, A.P., Hyderabad has submitted the proposal of the District Collector, Adilabad for payment of decretal charges in O.P.No.14/2001 for an amount of Rs.4,40,413/- for the land acquired to an extent of 3.02 and 1.14 acres in Sy.No.104&105 respectively for providing house sites to the weaker sections

2. The Land Acquisition Officer/Revenue Divisional Officer, Nirmal has acquired land for providing house sites to weaker section at Ola Village of Kuntal Mndal, Adilabad District from Sri Chandra Kantha Rao, S/o. Kashva Rao and Maruthi S/o. Devi Rao Patta land of Sy.No.104 & 105 of dry land for an extent of (3.02) acres and (1.14) acres totaling to an extent of Ac. 4-16 gts situated at Ola Village Kuntal Mandal for provision of house sites to the weaker sections through Land Acquisition Officer/Revenue Divisional Officer, Nirmal award No ; A/948/99 dt: 19.12.2000 and an amount of Rs.12,000/- per acre was paid to the awardees.

3. Dissatisfied with the compensation awarded by the Land Acquisition Officer, the awardees have sought for reference to court U/s. 18 of the Land Acquisition Act for adjudication. Accordingly the matter was referred to the Sr. Civil Judge Nirmal. The Sr. civil Judge Court Nirmal was delivered judgment in OP.No.14/2001 on 04.12.2006. The Sr. Civil judge, Nirmal has ordered for payment of land compensation @ Rs.30,000/- per acre with the benefits of 30% Solatium, 12% Additional Market Value on the enhanced compensation from the date of notification i.e. 24.07.99 to the date of award i.e. 19.12.2000 and Interest on the aggregate enhanced compensation including solatium and Additional Market Value from the date of award i.e. 19.12.2000 @ 9% per annum his 1st year and there after @ 15% per annum till the payment is made.

4. The claimant have represented that the judgment in OP.No.14/2001 is already delivered by the Sr. Civil Judge, Nirmal and requested to deposit the decretal amount in the court. The Assistant Government Pleader, Nirmal in his Letter, dated 30.4.2012 has opined that the judgment was passed more than 5 years back as such in view of the prevailing market value of the land and the time gap the amount enhanced by the court is quite reason and it is not a fit case to prefer any appeals against the order of Sr. Civil Judge, Nirmal and it is quite just and proper to pay the amount to the claimant as per the Judgment.

5. The Dist Collector, Adilabad has submitted proposals for sanction of Rs.4,40,413/- towards payment of decretal charges in OP. No: 14/2001 for the acquired dry land for an extent of (3.02) acres and (1.14) acres totaling an extent of Ac. 4-16 in Sy.No.104 & 105 acres situated at Ola Village Kuntal Mandal of Adilabad District for provision of house sites to the weaker sections.

[P.T.O.]

6. The Special Chief Secretary & Chief Commissioner of Land Administration, A.P, Hyderabad has verified and scrutiny the calculation made by the District Collector, Adilabad and sent comparative calculation sheet for an amount of Rs.3,16,713/- (Rupees Three lakhs Sixteen thousand seven hundred and thirteen only) towards payment of decretal charges in OP. No.14/2001 for the acquired dry land for an extent of (3.02) acres and (1.14) acres totaling an extent of Ac. 4-16 in Sy. No; 104 & 105 situated at Ola Village Kuntal Mandal of Adilabad District for provision of house sites to the weaker sections.

7. Government, after careful examination of the above proposal, hereby permit the Director, SC Development Department, Telangana State, Hyderabad for release of an amount of Rs.3,16,713/- (Rupees Three Lakhs Sixteen Thousand Seven Hundred and Thirteen only) to the District Collector, Adilabad towards payment of decretal charges in OP. No.14/2001 for the acquired dry land for an extent of (3.02) acres and (1.14) acres totaling an extent of Ac. 4-16 gts in Sy. No; 104 & 105 situated at Ola Village Kuntal Mandal of Adilabad District for provision of house sites to the weaker sections.

8. The expenditure sanctioned in para (7) above shall be met within the B.E-2015-16 and debited to the following Head of Account:

“2225-Welfare of Scheduled Castes, Scheduled Tribes and other Backward Classes – 01 – Welfare of Scheduled Castes – M.H.283- Housing – G.H.11- Normal State Plan – SH(08) Acquisition of House Sites to weaker sections in Indiramma Programme – 310/312 – Other Grant – in – Aid”.

9. The Director of SC Development Department, Telangana State Hyderabad is directed to issue necessary Proceedings to the District Collector, Adilabad to comply with the Court orders in O.P.No.14/2001, dated: 04.12.2006.

10. The District Collector, Adilabad shall verify the calculation sheet submitted by the Land Acquisition Officer once again, before issue of the Proceedings for releasing the amount. If any discrepancy/excess claim is found in the calculation sheet in future, the Land Acquisition Officer shall be held solely responsible.

11. This order issues with the concurrence of Finance (EBS.III) Department, vide their U.O.No.9217/438/A1/EBS.III/2015, dated: 09.09.2015.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)

BENHUR MAHESH DUTT EKKA
SECRETARY TO GOVERNMENT

To
The Chief Commissioner of Land Administration,
Telangana State, Hyderabad
The Director of Scheduled Castes Development Department,
Telangana State, Hyderabad
The District Collector, Adilabad.

Copy to:

The Director of Treasury & Accounts, Telangana State, Hyderabad,
The Accountant General, Telangana State, Hyderabad,
The District Treasury Officer, Adilabad District.
SF/SC.

//FORWARDED: BY ORDER//

SECTION OFFICER